

Board of Selectmen Minutes
Meeting
August 20, 2014

Present: Selectmen – Mark Gilmore, Carolyn Shores Ness, David Wolfram
Interim Town Administrator – Kayce Warren

The meeting was called to order by Ms. Ness at 6:30 pm in the Town Hall at 8 Conway Street. She said the major purpose of the meeting was to follow-up on the instructions to town officers at the Annual Town Meeting regarding the proposed pipeline.

Public Comments: Skip Olmstead – Mr. Olmstead wanted to discuss selling of the Oxford property. His concern was that the land might have been used as security for the note and how that would be handled should the property be sold for less than the indebted amount. Secondly, he asked why the BOS was trying to handle the sale without using DEDIC, an entity set up for just such a purpose.

Hearings/ Appearances before the Board:

Pipeline Resolution: Present – Tom Clark, Lisa Turowsky, Reenie Clancy and other interested residents

Mr. Clark, a fruit farmer in Deerfield began by providing a brief summary of the activities that led to this meeting. Additional information was presented by Lisa Turowsky and Reenie Clancy. Attorney Cristobal Bonifaz, an attorney from Conway proposed that the Board of Health hold a series of hearings to discuss possible risks to health and safety for Deerfield. He explained that while the BOS has no power over Kinder Morgan and can be preempted, the BOH cannot be preempted. There is precedent for this in a ruling by the Massachusetts Supreme Court ruling in favor of the Cambridge Board of Health over Amtrak in 1996. He offered to assist the Deerfield Board of Health with the process. He urged the BOH to schedule a hearing as soon as possible and to verify that Kinder Morgan is aware and expected to attend. A number of people rose to speak presenting many concerns: use of thinner, cheaper pipe; depth of pipe; possible leaks (unknown pollutants); effect on the aquifer (water quality); possible use of existing r-o-ws; poor safety record of Kinder Morgan; and lack of an energy plan.

A motion was made by Ms. Ness, seconded by Mr. Wolfram, and unanimously voted, to sign the resolution as presented. The Board agreed to schedule a BOH meeting as soon as possible.

During a brief recess, the Board met with Attorney Bonifaz to discuss scheduling a meeting with him and a BOH hearing.

Discussion/Decision Items:

- **Solar Installation at Old Deerfield Treatment Plant:** A motion was made by Mr. Gilmore, seconded by Mr. Wolfram, and unanimously voted, to authorize the Chair to sign the contract with M.L. Schmitt for installation of solar panels at the Old Deerfield WWTP.
- **Landfill Gas Monitoring:** The new contract with Weston & Sampson for gas monitoring at the landfill includes a reduction in the testing schedule from quarterly to semiannually, as agreed by DEP. However, since the difference in cost due to this change was not available, a motion was made by Mr. Wolfram, to table this discussion until a later date. There was no second and the motion died. Once the requested information becomes available, the matter will be reconsidered.

Town Administrator's Report:

CIC Grant: Ms. Ness reported that CIC grants are due in October. She voiced a thought that perhaps Ms. Foxmyn could be asked to prepare an application for a feasibility study for development of senior housing on town-owned property that could be managed by the Housing Authority. Mr. Gilmore suggested that the grant application might be used for the purchase of the Western Mass Library System building for use by the South County Senior Center, FCAT, and South County EMS. He said representatives of south county towns are in favor of taking the property for the named uses. Purchase of the building was thought to be more pressing than housing.

Other/Upcoming meetings: BOS meetings - September 3 & 10, BOH meeting September 9 (pipeline) Library Trustees will be on the Sept. 3rd agenda.

A motion was made by Mr. Wolfram, seconded by Mr. Gilmore to adjourn. Board members will sign warrants W#15-05 for payroll (\$240,636.55) and accounts payable (\$308,144.55) totaling \$548,781.10 when available.

Respectfully submitted,
Priscilla Phelps

Document list: Resolution
My Turn by Reene Clancy
Northeast Energy Direct (NED) Project